IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE ELEVENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 11368 of 2004

Between:

M/s.V.K.A Consructions, a Partnership, Rep by its Partner K.R.Anil Karan,
Having their Office at 16-5-247, Outside Dabirpura, Hyderabad.

..... PETITIONER

AND

1 Commander Works Engineers (Air Force), Mudfort, Secunderabad.
2 Deputy Commander Works Engineers (Contracts) for Commander Works Engineers (Air Force) Mudfort, Secunderabad..

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order, or direction, more particularly, one in the nature of writ of mandamus, declaring the action of the respondents in attempting to opening of the tenders on 5.7.04 in respect of Item Nos.1 and 2 and on 6.7.04 in respect of Item No.3 without following the due procedure, as bad, illegal, arbitrary, unjust and ultra vires the provisions of the Contract Act, and in violation of the Art.14, and 300-A of the Constitution of India; consequently, direct the respondents to stay all further proceedings, including the opening of the tenders on 5.7.04 in respect of Item No.1 and 2 on 6.7.04 in respect of Item No.3 in the interest of justice and fair play.

Counsel for the Petitioner:MRP.V.SANJEEVA RAO

Counsel for the Respondents: MR.C.P.SARATHY

The Court, at the stage of admission, made the following :

ORDER

Sri Nagaiah, representing Sri P.V. Sanjeeva Rao, learned counsel for the petitioner, seeks permission of this Court to withdraw the writ petition.

Permission is accorded and the writ petition is accordingly dismissed as with drawn. No costs.

A. GOPAL REDDY. J.

11th November, 2004

tsr.

To

1 Commander Works Engineers (Air Force), Mudfort, Sec'bad.
2 Deputy Commander Works Engineers (Contracts) for Commander Works Engineers (Air Force) Mudfort, Sec'bad.

3. Two C.D. copies.